

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	79172106
LAW OFFICE ASSIGNED	LAW OFFICE 119
MARK SECTION	
MARK FILE NAME	http://tmng-al.uspto.gov/resting2/api/img/79172106/large
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
GOODS AND/OR SERVICES SECTION (009)(current)	
INTERNATIONAL CLASS	009
DESCRIPTION	
Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, downloadable MP3 files and MP3 recordings, digital photos, graphics, audio, sound and video files; mobile communications and mobile telephone software applications for transmission of data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, book marking, transmission, uploading, downloading, streaming, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, book marking, transmission, streaming, uploading, downloading, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Downloadable electronic publications in the nature of magazines and newsletters in the fields of music, and downloadable mp3s, and other digital, video and audio recording files	
GOODS AND/OR SERVICES SECTION (009)(proposed)	
INTERNATIONAL CLASS	009
TRACKED TEXT DESCRIPTION	
Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, downloadable MP3 files and MP3 recordings, digital photos, graphics, audio, sound and video files; mobile communications and mobile telephone software applications for transmission of data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, book marking, transmission, uploading, downloading, streaming, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, book marking, transmission, streaming, uploading, downloading, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Downloadable electronic publications in the nature of magazines and newsletters in the fields of music, and downloadable mp3s, and other digital, video and audio recording files; Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, book marking, transmission, uploading, downloading, streaming, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, book marking, transmission, streaming, uploading, downloading, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Downloadable electronic publications in the nature of magazines and newsletters in the fields of music, and downloadable mp3s, and other digital, video and audio recording files; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the nature of books and magazines in fields of music, news, sports, radio, television and entertainment and downloadable digital video and audio recordings	

FINAL DESCRIPTION	
Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the nature of books and magazines in fields of music, news, sports, radio, television and entertainment and downloadable digital video and audio recordings	
GOODS AND/OR SERVICES SECTION (016)(current)	
INTERNATIONAL CLASS	016
DESCRIPTION	
Paper, cardboard; printed matter; photographs; stationery; artists' materials; printed publications	
GOODS AND/OR SERVICES SECTION (016)(proposed)	
INTERNATIONAL CLASS	016
TRACKED TEXT DESCRIPTION	
Paper, cardboard; printed matter ; stationery; photographs ; <u>artists' materials, namely, pens and pencils</u> ; <u>printed publications, namely, books, magazines and newsletters in the field of music</u> ; artists' materials ; printed publications	
FINAL DESCRIPTION	
Paper, cardboard; stationery; artists' materials, namely, pens and pencils; printed publications, namely, books, magazines and newsletters in the field of music	
GOODS AND/OR SERVICES SECTION (025)(current)	
INTERNATIONAL CLASS	025
DESCRIPTION	
Clothing, footwear, headgear; Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, pants; footwear; headgear, namely hats, visors, beanies and caps	
GOODS AND/OR SERVICES SECTION (025)(proposed)	
INTERNATIONAL CLASS	025
TRACKED TEXT DESCRIPTION	
Clothing, footwear, headgear ; <u>Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps</u> ; Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, pants ; footwear ; headgear, namely hats, visors, beanies and caps	
FINAL DESCRIPTION	
Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps	
GOODS AND/OR SERVICES SECTION (035)(current)	
INTERNATIONAL CLASS	035
DESCRIPTION	
Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid	
GOODS AND/OR SERVICES SECTION (035)(proposed)	
INTERNATIONAL CLASS	035

TRACKED TEXT DESCRIPTION	
Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases featuring business information; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid	
FINAL DESCRIPTION	
Advertising services and promotion services; provision of online searchable business databases featuring business information; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid	
GOODS AND/OR SERVICES SECTION (038)(current)	
INTERNATIONAL CLASS	038
DESCRIPTION	
Telecommunications services and telecommunication services provided via the internet and/or computer networks, namely, transmission of data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, audio, video and radio programs; Providing on-line forums for transmission of messages, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; Providing on-line chat rooms for social networking; online distribution of music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid	
GOODS AND/OR SERVICES SECTION (038)(proposed)	
INTERNATIONAL CLASS	038
TRACKED TEXT DESCRIPTION	
Telecommunications services and telecommunication services provided via the internet and/or computer networks, namely, transmission of data, sound, images, music, photos, graphics, audio and video content; Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, audio, video and radio programs; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; Providing on-line chat rooms for social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; online distribution of music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid	
FINAL DESCRIPTION	
Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid	
GOODS AND/OR SERVICES SECTION (041)(current)	
INTERNATIONAL CLASS	041
DESCRIPTION	
Music production services; recording and publishing services, namely multimedia entertainment services in the nature of recording services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable music and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid	
GOODS AND/OR SERVICES SECTION (041)(proposed)	
INTERNATIONAL CLASS	041

TRACKED TEXT DESCRIPTION	
Music production services; recording and publishing services, namely multimedia entertainment services in the nature of recording services in the fields of music, video, and films, and music publishing services; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable music and audio and video recordings featuring music; <u>providing on-line non-downloadable podcasts and audio and video recordings featuring music;</u> the provision of information, advice and consultancy relating to all of the aforesaid	
FINAL DESCRIPTION	
Music production services; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid	
GOODS AND/OR SERVICES SECTION (042)(current)	
INTERNATIONAL CLASS	042
DESCRIPTION	
Design and maintenance of computer software; design of computer networks for others; designing, programming, development, testing, implementation, installation, maintenance, repair services of computer software and database systems; designing, development, testing services of computer hardware; computer network services; computer network services, namely, computer network design for others; computerized data storage; hosting online website featuring music, video, graphics, films and data; Application service provider (ASP), namely, hosting computer software applications of others; computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming music, data, sound, images, photos, graphics, audio and video content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; information, advisory and consultancy services relating to the aforesaid	
GOODS AND/OR SERVICES SECTION (042)(proposed)	
INTERNATIONAL CLASS	042
TRACKED TEXT DESCRIPTION	
Design and maintenance of computer software; design of computer networks for others; computerized data storage; designing, programming, development, testing, implementation, installation, maintenance, repair services of computer software and database systems; <u>hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others;</u> designing, development, testing services of computer hardware; <u>hosting online website featuring music, video, graphics, films, podcasts and data;</u> computer network services; <u>Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices;</u> computer network services, namely, computer network design for others; <u>providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions;</u> <u>Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content;</u> hosting online website featuring music, video, graphics, films and data; <u>providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content;</u> Application service provider (ASP), namely, hosting computer software applications of others; <u>providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks;</u> computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions; <u>providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users;</u> Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming music, data, sound, images, photos, graphics, audio and video content; <u>providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content;</u> electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; <u>computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs);</u> information, advisory and consultancy services relating to the aforesaid	
FINAL DESCRIPTION	

Design and maintenance of computer software; computerized data storage; hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

GOODS AND/OR SERVICES SECTION (045)(current)

INTERNATIONAL CLASS	045
---------------------	-----

DESCRIPTION

Online social networking services; licensing services; licensing services, namely licensing of music, data, information, audio, video and digital content; the provision of information, advice and consultancy relating to all of aforesaid

GOODS AND/OR SERVICES SECTION (045)(proposed)

INTERNATIONAL CLASS	045
---------------------	-----

TRACKED TEXT DESCRIPTION

Online social networking services; ~~licensing services~~; licensing services, namely licensing of podcasts, music, data, information, audio, video and digital content; ~~licensing services, namely licensing of music, data, information, audio, video and digital content~~; the provision of information, advice and consultancy relating to all of aforesaid

FINAL DESCRIPTION

Online social networking services; licensing services, namely licensing of podcasts, music, data, information, audio, video and digital content; the provision of information, advice and consultancy relating to all of aforesaid

SIGNATURE SECTION

RESPONSE SIGNATURE	/Deborah J Peckham/
SIGNATORY'S NAME	Deborah J Peckham
SIGNATORY'S POSITION	Attorney of record, Massachusetts bar member
SIGNATORY'S PHONE NUMBER	617.345.3577
DATE SIGNED	10/04/2016
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	YES

FILING INFORMATION SECTION

SUBMIT DATE	Tue Oct 04 12:53:16 EDT 2016
-------------	------------------------------

TEAS STAMP

USPTO/RFR-XXX.XXX.XXX.XXX
-20161004125316665250-791
72106-570d24feef51fc4c8f1
21d7f8533fdbfbbc8fe0ad137
ebace3cebd42cbf924fea3c-N
/A-N/A-201610041238503512
71

Request for Reconsideration after Final Action

To the Commissioner for Trademarks:

Application serial no. **79172106** (Stylized and/or with Design, see <http://tmng-al.uspto.gov/resting2/api/img/79172106/large>) has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 009 for Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, downloadable MP3 files and MP3 recordings, digital photos, graphics, audio, sound and video files; mobile communications and mobile telephone software applications for transmission of data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, book marking, transmission, uploading, downloading, streaming, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, book marking, transmission, streaming, uploading, downloading, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Downloadable electronic publications in the nature of magazines and newsletters in the fields of music, and downloadable mp3s, and other digital, video and audio recording files

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: ~~Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; audio, video and digital recordings featuring music; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, downloadable MP3 files and MP3 recordings, digital photos, graphics, audio, sound and video files; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of data, sound, images, music, photos, graphics, audio and video content between two points; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, book marking, transmission, uploading, downloading, streaming, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, book marking, transmission, streaming, uploading, downloading, storage and sharing of data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Downloadable electronic publications in the nature of magazines and newsletters in the fields of music, and downloadable mp3s, and other digital, video and audio recording files; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications in the nature of books and magazines in fields of music, news, sports, radio, television and entertainment and downloadable digital video and audio recordings~~

Class 009 for Apparatus for recording, reproducing and/or transmission, uploading, downloading, streaming and distribution of sound, music, media, data and/or images; downloadable audio, video and digital recordings featuring music; downloadable recordings, content and media, namely, podcasts in the fields of music, news, sports, radio, and entertainment, downloadable digital photos, downloadable computer graphics and downloadable audio, sound and video files featuring music, news, sports, radio, television and entertainment; mobile communications and mobile telephone software applications for transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content between two points; Computer software for the collection, editing, organizing, modifying, transmission, uploading, downloading, streaming, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; Software and software applications for the collection, editing, organizing, modifying, transmission, streaming, uploading, downloading, storage and sharing of podcasts, data, sound, images, music, photos, graphics, audio and video content; software and software applications for use in generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; Downloadable electronic publications

in the nature of books and magazines in fields of music, news, sports, radio, television and entertainment and downloadable digital video and audio recordings

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 016 for Paper, cardboard; printed matter; photographs; stationery; artists' materials; printed publications

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: Paper, cardboard; ~~printed-matter~~; stationery; ~~photographs~~; artists' materials, namely, pens and pencils; printed publications, namely, books, magazines and newsletters in the field of music; ~~artists' materials; printed publications~~

Class 016 for Paper, cardboard; stationery; artists' materials, namely, pens and pencils; printed publications, namely, books, magazines and newsletters in the field of music

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 025 for Clothing, footwear, headgear; Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, pants; footwear; headgear, namely hats, visors, beanies and caps

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: ~~Clothing, footwear, headgear~~; Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps; ~~Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, pants; footwear; headgear, namely hats, visors, beanies and caps~~

Class 025 for Clothing, namely, shirts, t-shirts, jerseys, sweaters, sweatpants, headgear, namely hats, visors, beanies and caps

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 035 for Advertising services and promotion services; provision of online searchable business databases; provision of online searchable business databases; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: Advertising services and promotion services; ~~provision of online searchable business databases~~; provision of online searchable business databases featuring business information; ~~provision of online searchable business databases~~; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid

Class 035 for Advertising services and promotion services; provision of online searchable business databases featuring business information; provision of online searchable business databases featuring business information and business contacts; business management and business administration services; information, advisory and consultancy services relating to the aforesaid

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 038 for Telecommunications services and telecommunication services provided via the internet and/or computer networks, namely, transmission of data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, audio, video and radio programs; Providing on-line forums for transmission of messages, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; Providing on-line chat rooms for social networking; online distribution of music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: ~~Telecommunications services and telecommunication services provided via the internet and/or computer networks, namely, transmission of data, sound, images, music, photos, graphics, audio and video content; Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, audio, video and radio programs; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; Providing on-line chat rooms for social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; online distribution of music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network;~~ advisory and consultancy services relating to the aforesaid

Class 038 for Telecommunications services and telecommunication services provided via the internet, mobile networks and/or computer networks, namely, transmission of podcasts, data, sound, images, music, photos, graphics, audio and video content; broadcasting services namely, broadcasting of music, podcasts, audio, video and radio programs over the internet; Providing on-line forums for transmission of messages, podcasts, data, sound, images, music, photos, graphics, audio and video content among computer users in the field of social networking; online distribution of podcasts, music, data, sound, images, photos, graphics, audio and video content and media in the nature of transmitting and streaming of audio, visual and audiovisual material via a global computer network; advisory and consultancy services relating to the aforesaid

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 041 for Music production services; recording and publishing services, namely multimedia entertainment services in the nature of recording services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable music and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: Music production services; ~~recording and publishing services, namely multimedia entertainment services in the nature of recording services in the fields of music, video, and films, and music publishing services; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services;~~ entertainment services, namely, providing entertainment information; ~~providing on-line non-downloadable music and audio and video recordings featuring music;~~ providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

Class 041 for Music production services; recording and publishing services, namely multimedia entertainment services in the nature of audio and video recording and publishing services in the fields of music, video, and films, and music publishing services; entertainment services, namely, providing entertainment information; providing on-line non-downloadable podcasts and audio and video recordings featuring music; the provision of information, advice and consultancy relating to all of the aforesaid

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 042 for Design and maintenance of computer software; design of computer networks for others; designing, programming, development, testing, implementation, installation, maintenance, repair services of computer software and database systems; designing, development, testing services of computer hardware; computer network services; computer network services, namely, computer network design for others; computerized data storage; hosting online website featuring music, video, graphics, films and data; Application service provider (ASP), namely, hosting computer software applications of others; computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming music, data, sound, images, photos, graphics, audio and video content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; information, advisory and consultancy services relating to the aforesaid

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: Design and maintenance of computer software; ~~design of computer networks for others~~; computerized data storage; ~~designing, programming, development, testing, implementation, installation, maintenance, repair services of computer software and database systems~~; ~~hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others~~; ~~designing, development, testing services of computer hardware~~; hosting online website featuring music, video, graphics, films, podcasts and data; ~~computer network services~~; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; ~~computer network services, namely, computer network design for others~~; providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; ~~hosting online website featuring music, video, graphics, films and data~~; providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; ~~Application service provider (ASP), namely, hosting computer software applications of others~~; providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; ~~computer services relating to the online provision of services and facilities for others for uploading, downloading and sharing information, data, sound, images, music, photos, graphics, audio and video content and for organizing and conducting online meetings, gatherings, and interactive discussions~~; providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; ~~Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming music, data, sound, images, photos, graphics, audio and video content~~; providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

Class 042 for Design and maintenance of computer software; computerized data storage; hosting websites and webpages featuring music, video, audio, podcast, graphic, image and photo content for others; hosting online website featuring music, video, graphics, films, podcasts and data; Application service provider featuring application programming interface (API) software for integration of podcasts, music, data, sound, images, photos, graphics and audio content into websites, mobile applications and devices; providing a website featuring technology that enables users to upload, download and share information, podcasts, data, sound, images, music, photos, graphics, audio and video content and to organize and conduct online meetings, gatherings, and interactive discussions; Providing temporary use of on-line non-downloadable software for uploading, downloading and streaming podcasts, music, data, sound, images, photos, graphics, audio and video content; providing temporary use of online non-downloadable software for generating, recording, analyzing, measuring, identifying, monitoring and comparing the digital audio fingerprint of audio and music content; providing temporary use of online non-downloadable software for uploading, downloading, editing, playing, streaming, viewing, sharing, distributing, publishing, and reproducing music, video, audio, podcast, graphic, image content and information via the Internet and other computer and communications networks; providing temporary use of online non-downloadable software for sharing of music, video, audio, podcast, graphic, image content and information among users; providing temporary use of non-downloadable software for enabling content providers to track music, video, audio, podcast, graphic and image content; electronic data storage; Computer services, namely, monitoring and analyzing the Internet traffic control and content control of the web sites and social media content of others; computer services, namely providing an interactive website featuring technology that allows users to consolidate and manage social networks, accounts and connection to existing and emerging application programming interfaces (APIs); information, advisory and consultancy services relating to the aforesaid

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 045 for Online social networking services; licensing services; licensing services, namely licensing of music, data, information, audio, video and digital content; the provision of information, advice and consultancy relating to all of aforesaid

Original Filing Basis:

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

Proposed:

Tracked Text Description: Online social networking services; ~~licensing services~~; licensing services, namely licensing of podcasts, music, data, information, audio, video and digital content; ~~licensing services, namely licensing of music, data, information, audio, video and digital content~~; the provision of information, advice and consultancy relating to all of aforesaid

Class 045 for Online social networking services; licensing services, namely licensing of podcasts, music, data, information, audio, video and digital content; the provision of information, advice and consultancy relating to all of aforesaid

Filing Basis Section 66(a) , Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Deborah J Peckham/ Date: 10/04/2016

Signatory's Name: Deborah J Peckham

Signatory's Position: Attorney of record, Massachusetts bar member

Signatory's Phone Number: 617.345.3577

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the owner's/holder's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the owner/holder in this matter: (1) the owner/holder has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the owner/holder has filed a power of attorney appointing him/her in this matter; or (4) the owner's/holder's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79172106

Internet Transmission Date: Tue Oct 04 12:53:16 EDT 2016

TEAS Stamp: USPTO/RFR-XXX.XXX.XXX.XXX-20161004125316

665250-79172106-570d24feef51fc4c8f121d7f

8533fdbfbbc8fe0ad137ebace3cebd42cbf924fe

a3c-N/A-N/A-20161004123850351271